I hereby certify that I have reasonable basis to expect that this correspondence is being transmitted by facsimile addressed to: Mail Stop Amendments Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450 via fax number

571-273-8300.on

Stephanie Harbin

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. 09/845,120 (Attorney Docket No. GP-300996) Filed April 30, 2001

Gregory P. Matthews Charles H. Folkerts

Group 3747

METHOD AND APPARATUS FOR OBTAINING A CONSISTENT PEDAL POSITION FOR A VEHICLE HAVING AN ENGINE Examiner: Carl Stuart Miller WITHDISPLACEMENT ON DEMAND

RESPONSE

Mail Stop AF Commissioner for Patents PO Box 1450 Alexandria VA 22313-1450

REMARKS/ARGUMENTS

This amendment is in response to the Office Action mailed on June 16, 2005, wherein Claims 1-14 were rejected.

Claim Rejections Under 35 U.S.C \$ 102 and 103

In the Final Office Action, Claims 1-14 were rejected under 35 U.S.C § 103 as being empatentable over Taguchi in view of Foley, Yamanaka, and Kolmanovsky (in different combinations). Applicants have previously filed a Rule 1.131 affidavit eliminating the obviousness rejection based on the Kolmanovsky reference. Applicants respectfully point out Serial No. 09/845,120 Page 3

If for some reason a fee needs to be paid, as well as one-month extension fee please charge Deposit Account No. 07-0960 for the fees, which may be due.

Respectfully submitted

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